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Appl. No. 10/616,197
U.S. Patent No. 6,856,339
Terminal Disclaimer dated December 13, 2006

Appl. No. : 10/616,197 Patent No.: 6,856,339
Applicants : Russell A. Gaudiana et al.
Filed : July 9, 2003
Title : INTEGRAL ORGANIC LIGHT
 : EMITTING DIODE PRINthead
 : UTILIZING COLOR FILTERS
TC/A.U. : 2861
Examiner : H. Pham

Docket No. : 8578-DIV
Customer No.: 20349

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the United States Patent and Trademark Office via facsimile no. 9-1-571-273-8300 on December 13, 2006.


Gaetano D. MacCarone
Registration No. 25,173

TERMINAL DISCLAIMER

Sir:

The Petitioner, Polaroid Corporation, having its principal place of business at 1265 Main Street, Waltham, Massachusetts 02451, represents that it is the owner of the entire right, title and interest in and to U.S. Patent No. 6,856,339 which issued from the above-

Appl. No. 10/616,197
U.S. Patent No. 6,856,339
Terminal Disclaimer dated December 13, 2006

identified patent application by virtue of an Assignment filed and recorded for patent application Serial No. 09/745,042 on January 29, 2001 on Reel 011488, Frame 0284 in the United States Patent Office. Further, Petitioner represents that it is also the owner of U.S. Patent No. 6,624,839 which issued from patent application Serial No. 09/745,042, filed December 20, 2000 by virtue of the same assignment identified above.

Patent application Serial No. 10/616,197, filed July 9, 2003, is a division of patent application Serial No. 09/745,042 filed December 20, 2000.

The Petitioner also represents that it is the owner of the entire right, title and interest in and to U.S. Patent No. 6,625,758 by virtue of an Assignment filed and recorded for patent application Serial No. 09/750,558, from which U.S. Patent No. 6,625,758 issued, on January 31, 2001 on Reel 011473, Frame 0230.

The Petitioner hereby disclaims the terminal part of U.S. Patent No. 6,856,339 which would extend beyond the full statutory term of U.S. Patent No. 6,525,758 and hereby agrees that U.S. Patent No. 6,856,339 shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,856,339 shall be the same as the legal title to U.S. Patent No. 6,525,758, this agreement to run with U.S. Patent No. 6,856,339 and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of U.S. Patent No. 6,856,339

Appl. No. 10/616,197
U.S. Patent No. 6,856,339
Terminal Disclaimer dated December 13, 2006

prior to the full statutory term of U.S. Patent No. 6,525,758 in the event that U.S. Patent No. 6,525,758 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 U.S.C. § 154, prior to the full statutory term of U.S. Patent No. 6,525,758, as defined in 35 U.S.C. §§ 154-156 and 173 except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of U.S. Patent No. 6,856,339 that would extend beyond the present term of U.S. Patent No. 6,525,758 in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§ 155, 155A or 156 and without waiving Petitioner's right to extend the term of U.S. Patent No. 6,856,339 to the extent provided by law.

The undersigned is duly authorized to act on behalf of Petitioner and certifies to the best of his knowledge and belief, legal title to U.S. Patent No. 6,856,339 and U.S. Patent No. 6,525,758 rests with the Petitioner. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made

Appl. No. 10/616,197
U.S. Patent No. 6,856,339
Terminal Disclaimer dated December 13, 2006

on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date: December 13, 2006

By: 

Gaetano D. Maccarone
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